IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.GIRI

WEDNESDAY, THE 12TH DECEMBER 2007 / 21ST AGRAHAYANA 1929

WP(C).No. 36649 of 2007(K)

PETITIONER:

ANIL KUMAR.N.M., AGED 41 YEARS,
SECRETARY, KAYYUR-CHEEMENY GRAMA PANCHAYATH,
KASARGODE.

BY ADV. SRI.M.SASINDRAN
SRI.TOJAN J. VATHIKULAM

RESPONDENTS:

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1. THE DIRECTOR OF PANCHAYATHS,
THIRUVANANTHAPURAM.

2. STATE OF KERALA, REPRESENTED BY
SECRETARY TO GOVERNMENT, DEPARTMENT OF LOCAL
SELF GOVERNMENT, SECRETARIAT, THIRUVANANTHAPURAM.

3. BALAKRISHNAN, SECRETARY,
KUMBADAJE GRAMA PANCHAYATH, KASARAGOD.

4. THE DEPUTY DIRECTOR OF PANCHAYATHS,
KASARAGOD.

BY GOVT.PLEADER SRI.BIJOY CHANDRAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 12/12/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

V.GIRI, J.

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W.P.(C)NO.36649 OF 2007

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Dated this the 12th day of December 2007

JUDGMENT

Petitioner is aggrieved by Ext.P3 order, by which the third respondent, who was earlier working as a Head Clerk in the Kayyur Cheemeni Grama Panchayat and was promoted as a Secretary under Ext.P2 order and posted to the Kumbadaje Grama Panchayat, has now been transferred in the place of the petitioner and posted in the Kayyur-Chemmeni Grama Panchayat. According to the petitioner, Ext.P3 is vitiated by a malafide exercise of power. In my view, if the petitioner has a grievance against Ext.P3, he is entitled to approach the government in that regard. Petitioner points out infraction of Ext.P4 guidelines also. In the circumstances, the writ petition is disposed of permitting the petitioner to approach the government challenging Ext.P3. If a representation is filed within a period of two weeks from today, the second respondent shall pass orders thereof within a period of three weeks thereafter, after hearing the petitioner and the third respondent.

V.GIRI, JUDGE

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